

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

PAUL WARNER and
BROTHERS OF THE WHEEL M.C.,
EXECUTIVE COUNCIL, INC.
Petitioner,

v.

GERALD R. MOLLOHAN and
BROTHERS OF THE WHEEL
Respondent

Cancellation No.: **92059164**

Mark: **BROTHERS OF THE WHEEL**

Registration No.: **4299480**

Date Registered: March 05, 2013

85059063

**REGISTRANT AND RESPONDENT'S MOTION TO DISMISS THE
PETITION FOR CANCELLATION AND TO SANCTION ATTORNEY
RICHARD J. LINDROTH**

COMES NOW the Registrant and Respondent's Gerald R. Mollohan, Pro Se *et al* owner of Trademark Registration Number 4299480 for "BROTHERS OF THE WHEEL" Classification 026 to hereby notify the Board (TTAB) of his "MOTION TO DISMISS Petitioner's PETITION FOR CANCELLATION AND TO SANCTION ATTORNEY RICHARD J. LINDRTOH".

Furthermore, Attorney RICHARD J. LINDROTH is not qualified nor is he authorized to represent anyone before this most honorable Court/Board per 37 CFR § 11.7 of Trademark Regulations, which stipulate that a licensed attorney must "register" and complete an examination to qualify to practice before this honorable Court/Board. Additionally, Petitioner Warner is not authorized nor qualified to represent a Corporation in any legal matter.

Registrant/Respondent calls the Board's attention to the following information found on the USPTO WEB SITE, which displays a list of attorney's registered to practice before the TTAB:



“A listing of registered patent attorneys and agents is available at

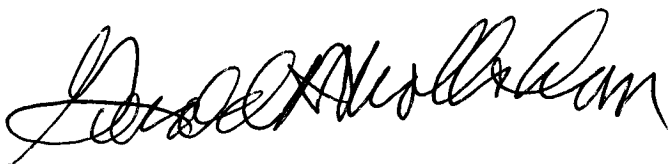
<https://oedci.uspto.gov/OEDCI/>. Applicants may also obtain a list of registered patent attorneys and agents located in their area by writing to the Mail Stop OED, Director of the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450”. **The name of attorney Richard J. Lindroth is NOT LISTED!**

Respondent previously determined that Petitioner Paul Warner, having no qualifications or certification before this honorable Trial Board, is not qualified according to the rules, to represent a corporation in these proceedings.

GIVEN the above information, Registrant/Respondent in this matter hereby requests that the Trademark Trial and Appeal Board (TTAB) cancel Petitioner Warner’s Trademark Registration Number 2926222 due to Warner’s underhanded attempt to have a non-TTAB qualified/registered attorney represent him in this matter.

Respondent further asks the TTAB to “sanction” attorney Richard J. Lindroth for knowingly filing a petition with this Board as an unqualified and unregistered TTAB attorney.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Gerald R. Mollohan', written in a cursive style.

Gerald R. Mollohan, Pro Se et al

REGISTRANT and RESPONDENT

P.O. Box 507

St.Albans, West Virginia 25177-0507

United States of America

CERTIFICATE OF SERVICE

I, Gerald R. Mollohan hereby certify that on June 23, 2014, a copy of the foregoing

**“REGISTRANT AND RESPONDENT’S MOTION TO DISMISS THE
PETITION FOR CANCELLATION AND TO SANCTION ATTORNEY
RICHARD J. LINDROTH”**

was sent by U.S. Mail, postage prepaid to:

PAUL D. WARNER and
BROTHERS OF THE WHEEL M.C. EXECUTIVE COUNCIL, INC.
PO BOX 782
MADISON, WEST VIRGINIA 25130-0782
UNITED STATES

and

RICHARD J. LINDROTH
PO BOX 331
ELEANOR, WV 25070

A handwritten signature in black ink, appearing to read 'Gerald R. Mollohan', written over a horizontal line.

GERALD R. MOLLOHAN, Pro Se *et al*

REGISTRANT AND RESPONDENT

PO BOX 507

ST.ALBANS, WEST VIRIGNIA

UNITED STATES OF AMERICA